

GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT

Public Servants – MA&UD Department – Case under Prevention of Corruption Act, 1988 against Sri Dasi Nagabushanam, Deputy Executive Engineer, Warangal Municipal Corporation, Warangal – Trapped on 24-11-2009 – Sanction of prosecution – Accorded.

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MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (Vig.I) DEPARTMENT

G.O.Ms.No. 193

Dated:28-05-2011;

**O R D E R:**

Whereas, Sri Dasi Nagabushanam, S/o Yadagiri, worked as Deputy Executive Engineer, Office of Warangal Municipal Corporation, Warangal from 18-07-2009 to 24-11-2009 and by virtue of the post held by him, he falls under the category of Public servants as defined under Section 2 (c) of the Prevention of Corruption Act, 1988.

2. And, whereas, Sri Pandigoti Yadagiri, S/o Venkataiah is a civil contractor by profession and earns his livelihood by doing contract works and is a resident of H.No. 5-4-97/1, Kothur, Hanamkonda, Warangal District.

3. And, whereas, it is alleged that Sri Pandigoti Yadagiri was awarded the contract work for laying C.C. Roads from the H.No. 6-1-37 to H.No. 6-1-39 for a sum of Rs.1,37,588/- to be completed within 45 days. He entered into contract with Executive Engineer, Warangal Municipal Corporation, Warangal. On 21-09-2009, Sri Santosh Babu, Asst. Executive Engineer recorded the said work in the measurement book for Rs.1,26,615/- and sent the same to Sri Dasi Nagabushanam, Deputy Executive Engineer, Warangal Municipal Corporation, Warangal for his check measurement and forwarding the Executive Engineer. When Sri Dasi Nagabushanam, did not send the Measurement Book to Executive Engineer, Sri P. Yadagiri met Sri Dasi Nagabushanam, after (10) days, and requested him to put his signature and send the Measurement Book to the Commissioner, Municipal Corporation, Warangal through the Executive Engineer upon which Sri Dasi Nagabushanam, Deputy Executive Engineer, demanded to pay Rs.2,500/- as bribe to put his signature in the Measurement Book. Sri P. Yadagiri pleaded that he is a poor man and does not have money to pay the bribe as he executed the work with his own money. On that Sri Dasi Nagabushanam told P. Yadagiri that only after payment of Rs.2,500/- as bribe he will put his signature in Measurement Book. Again after (20) days, Sri P. Yadagiri approached Sri Dasi Nagabushanam, Dy. Executive Engineer and requested him to put his signature on the Measurement Book by check measuring. The Dy.Executive Engineer, Sri Dasi Nagabushanam, stated that unless the demand amount is paid he would not send the Measurement Book to Executive Engineer. Sri Dasi Nagabushanam threatened Sri P. Yadagiri that he would forward a report that the work is substandard. Again on 21-11-2009, Sri P. Yadagiri met Sri Dasi Nagabushanam, Dy. Executive Engineer at his office and requested him to put his signature on the Measurement Book. Sri Dasi Nagabushanam, Dy. Executive Engineer categorically stated that if he pays Rs.2,500/- as bribe he would put his signature on the Measurement Book. As there was no other go, Sri P. Yadagiri accepted to give the said amount within (2) days. Sri Dasi Nagabushanam, Dy. Executive Engineer instructed him to bring the bribe amount to his office.

4. As Sri P. Yadagiri, who was not willing to pay the bribe, to Sri Dasi Nagabushanam, Deputy Executive Engineer, approached Deputy Superintending of Police, Anti Corruption Bureau, Warangal requested him to take necessary appropriate legal action against Sri Dasi Nagabushanam. After observing all the formalities, a case in Crime No. 17/ACB-WRL/2009, U/s 7 of Prevention of Corruption Act, 1988 was registered on 24-11-2009 against Sri Dasi Nagabushanam, Deputy Executive Engineer, Warangal Municipal Corporation and arrangements were made for laying a trap.

5. And whereas, it is alleged that on 24-11-2009 when Sri Pandigoti Yadagiri met Sri Dasi Nagabushanam, Deputy Executive Engineer at his office at 16.10 hrs, he demanded and accepted the amount of Rs.2,500/- as bribe with his right hand, counted with both hands and was trapped by the officials of the Anti Corruption Bureau. The Phenolphthalein Test conducted on both hand fingers proved positive and the tainted amount of Rs.2,500/- was recovered at the instance of Sri Dasi Nagabushanam from left side front pocket of his wearing shirt. The inner linings of the shirt pocket were also subjected to Phenolphthalein Powder Test the same yielded positive result. The Deputy Superintendent of Police, Anti Corruption Bureau, Warangal Range, Warangal seized the tainted currency notes, relevant records and resultant solutions duly attested by the mediators.

6. And whereas, the above said acts of Sri Dasi Nagabushanam, Deputy Executive Engineer, Warangal Municipal Corporation, Warangal constitute offences punishable under Sections 7, 13 (2) read with 13 (1) (d) of the Prevention of Corruption Act, 1988.

7. And whereas, the Government of Andhra Pradesh, being the competent authority to remove Sri Dasi Nagabushanam, Deputy Executive Engineer, Warangal Municipal Corporation, Warangal from the service after fully and carefully examining the material placed FIR, Pre-trap and Post-trap Proceedings before them in respect of the said allegations and the circumstances of the case consider that Sri Dasi Nagabushanam, Deputy Executive Engineer, Warangal Municipal Corporation, Warangal should be prosecuted in a court of law.

8. Now therefore, in exercise of the powers conferred by Clause (b) of Sub-Section (1) of Section 19 of the Prevention of Corruption Act, 1988, the Government of Andhra Pradesh, hereby accord sanction for the prosecution of Sri Dasi Nagabushanam, Deputy Executive Engineer, Warangal Municipal Corporation, Warangal for the above said offences punishable under Sections 7, 13(2) read with 13 (1) (d) of the Prevention of Corruption Act, 1988 and for any other cognizant offences punishable under any other provisions of law for the time being in force in respect of the aforesaid acts and for taking cognizance of the said offences by a court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

PRINCIPAL SECRETARY TO GOVERNMENT

To:  
The Director General,  
Anti-Corruption Bureau,  
A.P., Hyderabad.

//Forwarded By Order//

Section officer